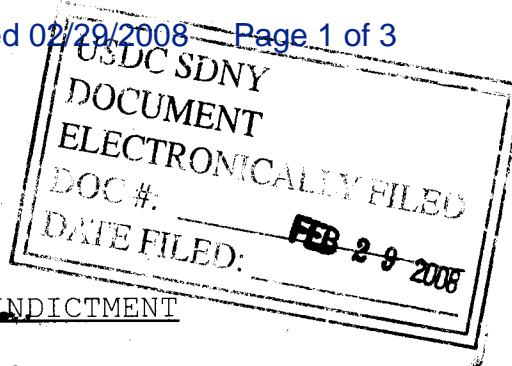


JUDGE CASTRO

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x

UNITED STATES OF AMERICA

- v. -

EDWARD PONTIS,

Defendant.

----- x

INDICTMENT

08 Cr.

08 CRIM 171

COUNT ONE

The Grand Jury charges:

1. On or about January 25, 2008, in the Southern District of New York, EDWARD PONTIS, the defendant, unlawfully, intentionally, and knowingly, did distribute and possess with intent to distribute a controlled substance, to wit, 15 grams and more of mixtures and substances containing a detectable amount of cocaine.

(Title 21, United States Code, Sections 812,
841(a)(1), and 841(b)(1)(C).)

COUNT TWO

The Grand Jury further charges:

2. On or about January 25, 2008, in the Southern District of New York, EDWARD PONTIS, the defendant, unlawfully, willfully, and knowingly, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, the offense charged in Count One of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, to wit, a loaded .25

caliber Beretta semi-automatic pistol.

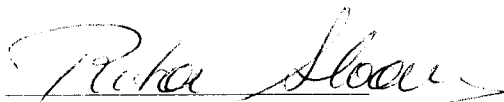
(Title 18, United States Code, Section 924(c)(1)(A).)

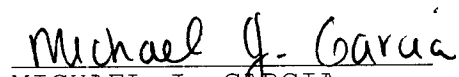
COUNT THREE

The Grand Jury further charges:

3. On or about January 25, 2008, in the Southern District of New York, EDWARD PONTIS, the defendant, unlawfully, willfully, and knowingly, after having been previously convicted in a court of a crime punishable by imprisonment for a term exceeding one year, to wit, a conviction on or about March 20, 2002, in New York Supreme Court, Bronx County, for Criminal Possession of a Narcotic Drug in the Fourth Degree, in violation of New York Penal Law 220.09, a Class C Felony, did possess in and affecting commerce, a firearm, to wit, a loaded .25 caliber Beretta semi-automatic pistol, which previously had been shipped and transported in interstate and foreign commerce.

(Title 18, United States Code, Section 922(g)(1).)


FOREPERSON


MICHAEL J. GARCIA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

EDWARD PONTIS,

Defendant.

INDICTMENT

08 Cr.

(21 U.S.C. §§ 812, 841(a)(1),
841(b)(1)(C);
18 U.S.C. §§ 922(g)(1), 924(c)(1)(A).)

MICHAEL J. GARCIA
United States Attorney.

A TRUE BILL

Rika Sloan
Foreperson.

*2/29/08 Filed Indictment. Case assigned
to Judge Castel.
5/mar. Judge Katz*